IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

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CASE NO. 10-03247 (BKT)

FERNANDO EFRAIN MOTTA CEREZO

DEBTOR

CHAPTER 7

JOINT STIPULATION TO FOR THE SALE & PURCHASE OF NON EXEMPTED VALUE OF DEBTOR'S MOTOR VEHICLE

Come now, NOREEN WISCOVITCH-RENTAS, Chapter 7 Trustee, hereinafter referred to as "the Trustee" and FERNANDO EFRAIN MOTTA CEREZO, hereinafter referred to as "the Debtor" through his undersigned attorney, and very respectfully allege, state and pray as follows:

- 1. The parties have had the opportunity to meet and reach an agreement, that if approved will allow the debtor to retain his motor vehicle by means of the private purchase of its non exempted value from the Trustee.
- 2. The parties respectfully represent that the transaction above mentioned will result in proceeds benefiting the unsecured creditors of the instant petition for relief.

UNDERLYING STIPULATED FACTS

3. The Trustee will sell to the Debtor the non-exempt interest in the following personal property:

Motor vehicle: 2003 Toyota Sequoia, VIN #5TDBT48A03S141401, 4x4 4WD, 8 Cylinders, License EWW-118, with an actual mileage of 84,507, White body color and top color, Grev Trims.

4. Enclosed herein are the following documents and information related to this

as a better offer shall be \$6,850.00 and a deposit of \$3,400.00 will be required from any potential bidder to participate in an auction. In the event that an objection is filed the Court will schedule a hearing.

- 17. The sale is made "AS IS" and "WHERE IS" and "WITH ALL ITS FAULTS" and limitations in use due to the conditions of the vehicle. The Trustee expressly disclaims all express and implied warranties of merchantability and fitness for a particular purpose. All risk of loss shall pass to the buyer upon adjudication of the sale.
- 18. All property rights shall vest in the Debtor not more that **fourteen (14) days** after order of the Court approving the sale.
- 19. Shall the Court not approve the sale, or shall there be an objection to the sale with a better offer than the present one, Debtor shall be entitled to the reimbursement of the deposit with the Trustee.
- 20. Failure to conclude the sale attributable to the Debtor shall entitle the Trustee to void the sale and the deposit of the full amount offered shall be deemed forfeited to the estate.

LIENS, ENCUMBRANCES AND RECONCIALIATION OF PROCEEDS

- 21. No creditor with a valid and perfected lien against the property subject to this sale has been identified by the Trustee.
- 22. Trustee's commissions, pursuant to 11 USC § 326 are estimated at the statutory rates, and will be subject to notice and a hearing, and Court approval.

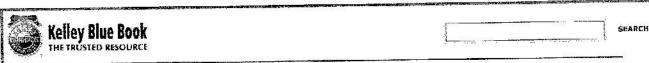
NOTICE IS HEREBY GIVEN that no lien holders or secured creditors have been identified, that may encumber the motor vehicle subject to this sale. Any purported creditor with a valid and enforceable lien over this property shall inform the Trustee within twenty-one (21)



USED VEHICLE APPRAISAL

VIN 5708748A035141401

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2003 Toyota Sequoia SR5 Sport Utility 4D

Trade-In Value

Private Party Value Suggested Relait Value CPO Value

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\$5,000 to \$10,000

Both New and Used

Free CARFAX Record Check

Auto Loan from 3.95% APR Compare Insurance Rates

Fair More Photos

Condition \$10,100 Excellent \$9,450 Good

\$8,300

Value

BLUE SOOK! FRADE-IN VALUE (1991)

Local Listings:

- Search Toyota Sequola
- Search Certified Pre-Owned Toyota Sequoia
- Search all Cars For Sale near 00936

Avorage Consumer Rating (338 Reviews)

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公公公公会 4.8 out of 5

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Vehicle Highlights

Mileage: 84,507
Engine: V8, 4.7 Liter
Transmission: Automatic
Drivetrain: 4WD

Selected Equipment

Change Equipment

Standard

Traction Control Air Conditioning Power Steering Power Windows Power Door Locks Cassette
Tilk Wheel CD (Single Disc)
Cruise Control Dual Air Bags
AM/FM Stereo ABS (4-Wheel)

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Blue Book Trade-In Value

Kelley Blue Book Trade-in Value is the amount consumers can expect to receive from a dealer for a trade-in vehicle, assuming an accurate appraisal of the vehicle's condition, mileage and features. This value will likely be less than the Private Party Value because the reselling dealer incurs the cost of safety inspections, reconditioning and other costs of doing business.

Vehicle Condition Ratings

Check Vehicle Title History

Excellent

CCCTIL

\$10,100

- Loaks new, is in excellent mechanical condition and needs no recognitioning.
- reconditioning.

 Never had any paint or body work and is free of rust.
- Clean title history and will pass a smop and safety inspection.
 Engine compartment is clean, with no fluid leaks and is free of any
- Engine compartment is clean, with no fluid leaks and is free of an wear or visible defects.
- Complete and verifiable service records.

Less than 5% of all used vehicles fall into this category.

Good

TRIGES.

\$9,450

- Free of any major defects.
- Clean title history, the paints, body, and interior have only minor (if any) blemishes, and there are no major mechanical problems.
- Little or no rust on this vehicle.
- Tires match and have substantial tread wear left.
- A "good" vehicle will need some reconditioning to be sold at retail.

Most consumer owned vehicles fall into this category.

Fair

\$8,300

- Some mechanical or cosmetic defects and needs servicing but is still in reasonable running condition.
- Clean title history, the point, body and/or interior need work
- performed by a professional.

 Tires may need to be replaced.
- There may be some repairable rust damage.

Poor

N/A

- Severe mechanical and/or cosmetic defects and is to poor running condition.
- May have problems that cannot be readily fixed such as a damaged

frame or a rusted-through body.

Branded title (salvage, food, etc.) or unsubstantiated mileage.

Kelley Blue Book does not attempt to report a value on a "poor" vehicle because the value of these vehicles varies greatly. A vehicle in poor condition may require an independent appraisal to determine its value.

* Puerto Rico 6/25/2010

Accurate Condition Appraisal

Change Condition

Accurately appraising the condition of a vehicle is an important aspect in determining its Blue Book value. Taking our 16 question condition quiz will ensure you know the correct condition rating.

NEXT STEP: Price New Gare

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